

**David Williamson, et al vs. Detyens Shipyards, et al**  
**C/A No.: 2:07-cv-2744-CWH**

Exhibit List

- Exhibit A - Deposition of Derryck Barentine, pp. 39-46
- Exhibit B - Deposition of Michael J. Caplan, M.D., p. 70, Ins. 21-24
- Exhibit C - Subcontractor Agreement dated May 9, 2002
- Exhibit D - Purchase Order
- Exhibit E - OSHA Citations for Knight's Services, Inc., Bates-labeled "USA001198-001209"
- Exhibit F - OSHA Citation Summary Bates-labeled "USA001098-001103"
- Exhibit G - Deposition Transcript of David Williamson at pp. 89-92
- Exhibit H - OSHA Citations to Detyens, Bates-labeled "USA000867-000873"
- Exhibit I - Faherty Report
- Exhibit J - Local Rule 7.5(A)(4), D.S.C. a copy of Hebden decision

# EXHIBIT A

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
ADMIRALTY DIVISION

DAVID WILLIAMSON and CHRISTINE WILLIAMSON as  
Personal Representative of the Estate of MATTHEW  
THOMAS WILLIAMSON,  
Plaintiffs,

vs.

THE UNITED STATES OF AMERICA, DETYENS SHIPYARDS,  
INC.; KNIGHTS PIPING, INC. and KNIGHT'S SERVICES,  
INC.,  
Defendants.

DEPOSITION OF: DERRYCK BARENTINE

DATE: February 26, 2008

TIME: 10:50 a.m.

LOCATION: A. William Roberts, Jr.  
& Associates  
46-A State Street  
Charleston, SC

REPORTED BY: PATRICIA THOMPSON-MORRISON  
Registered Professional Reporter

COPY

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1 A. Yes, sir.

2 Q. You have a hammer and chisel or a hammer and  
3 screwdriver.

4 A. Yes, sir.

5 Q. Is anyone with you?

6 A. Yes, sir; Yber Orantes and Matthew  
7 Williamson.

8 Q. But are they with you? Not are they in the  
9 same space. Are they with you?

10 A. They're not with me.

11 Q. What are they doing?

12 A. They were working on another section of pipe.

13 Q. Was that the section of pipe that Mr. Orantes  
14 was working on when you first went down there?

15 A. Yes, sir.

16 Q. And is Mr. Williamson helping?

17 A. Yes, sir.

18 Q. To this point in everything that you have  
19 described was Matthew Williamson ever with you  
20 working?

21 A. No, sir; besides in the morning, not down in  
22 the CHT room.

23 Q. But on this piece of piping that we are  
24 talking about right now he was never --

25 A. No, sir.

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1 Q. I may have asked you this already: Do you  
2 know what the purpose of this piping is?

3 A. No, sir, I do not.

4 Q. Do you know whether there is any fluid in the  
5 pipe?

6 A. No, sir, I do not.

7 Q. Do you know what the pipe is connected to?

8 A. No, sir, I do not.

9 Q. Do you know if there is a source of liquid on  
10 the other side of that pipe? Do you know if it's  
11 isolated?

12 A. No, sir, I do not.

13 Q. Do you know what that means?

14 A. No, sir, I do not.

15 Q. Have you ever seen danger tags hung on valves  
16 to isolate work areas?

17 A. Yes, sir.

18 Q. Describe that to me.

19 A. In the different areas of the ships you're  
20 going to have a little red tag that is on something  
21 like a lock on a valve and it says: Danger. Do not  
22 touch. Do not remove. And it was on other areas of  
23 the ship.

24 Q. Were you ever instructed in isolating work  
25 boundaries?

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1 A. No, sir, I was not.

2 Q. You were with your hammer and your  
3 screwdriver. What happens next?

4 A. I tried to pry the flange loose.

5 Q. How did you do that? Show me what you did.

6 A. Right in this area right here I was holding  
7 the flange and screwdriver at an angle and I was  
8 using -- say this is the hammer head. I was using  
9 the side of the hammer to try to pop it loose, to try  
10 to see if there was suction or something on it.

11 Q. Were you trying to wedge the screwdriver  
12 between the flanges, or were you trying to just knock  
13 the flange?

14 A. I was trying to wedge between the flanges  
15 just to break them apart.

16 Q. How long do you suppose you did that?

17 A. About five or ten minutes.

18 Q. What kind of hammer did you have?

19 A. Just a standard little metal head.

20 Q. Like a little short sledge?

21 A. Yes, sir, like a short sledge.

22 Q. Maybe three pounds?

23 A. Three to five.

24 Q. What kind of screwdriver do you have?

25 A. Just a standard Wal-Mart brand flathead.

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1 Q. Big?

2 A. No, sir. It was just a standard size.

3 Q. So about five minutes you try to wedge your  
4 screwdriver in there.

5 A. Yes, sir, and I couldn't get nothing -- it  
6 wouldn't budge at all. So I asked Yber Orantes if he  
7 could help me break it loose, and he said he would.  
8 And he came over with approximately about a five foot  
9 section of pipe, maybe four foot, and then he -- if  
10 you are looking at this bottom picture here, there is  
11 like a little piece of angle iron right here. He  
12 pried the bar between that and popped the flange  
13 loose with the pipe.

14 Q. Looking at Photograph No. 7 again to your  
15 right -- again, that's Defendant's Exhibit 18 -- do  
16 you know how that flange got unbolted?

17 A. No, sir. I do not recall.

18 Q. Do you know if it was already unbolted when  
19 you got there?

20 A. I don't recall.

21 Q. Who is present in the space at this time?  
22 Mr. Orantes has pried the flange apart.

23 A. Yes, sir.

24 Q. Who is present in the space?

25 A. Me, Yber Orantes, and Matthew Williamson.

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1 Q. Where is Mr. Brown?

2 A. Mr. Brown -- I assume that he had left for  
3 the day.

4 Q. What is the next thing that happens?

5 A. The next thing that happens is some type of  
6 clear fluid starts just coming out of the pipes, like  
7 quite a bit. It was just flowing out really fast,  
8 and we all -- me, Yber Orantes and Matthew  
9 Williamson -- all three of us, we left the CHT room.

10 Q. Did you notice any odors?

11 A. No, sir.

12 Q. When you left the CHT room, what did you do?

13 A. When I left the CHT room I told Matthew  
14 Williamson and Yber Orantes that I was going to call  
15 the supervisor because I was the only one that had  
16 the cell phone.

17 Q. Where are you at when you are having this  
18 discussion?

19 A. We are at the top of the CHT room. There was  
20 like a bathroom area, and we were standing right in  
21 the bathroom. And I told them that I was going to go  
22 to the deck and call the supervisors and let them  
23 know what happened. Matthew and Yber Orantes, they  
24 said that they left their power tools down there  
25 plugged in, so they were going to go unplug them.



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1 Q. So you were there while that conversation was  
2 taking place?

3 A. Yes, sir.

4 Q. And the reason that they were going back was  
5 what?

6 A. They left their power tools plugged in.

7 Q. Was there any discussion of retrieving some  
8 tools or hard hats or any of that?

9 A. No, sir. The only thing that they said was  
10 that they left their power tools plugged in and that  
11 they were going to go grab them. That was it.

12 Q. So where do you go?

13 A. I go -- there is two kind of like main decks  
14 that are open. I went to the bottom deck, and that's  
15 when I proceeded to call Phillip Wright. I couldn't  
16 get any answer from Phillip Wright, so I called  
17 Johnny Knight.

18 Q. What are you using?

19 A. My cell phone.

20 Q. Is that the reason you had to leave the ship,  
21 because you couldn't get reception?

22 A. Yes, sir. I called each of them about two or  
23 three times. I finally got ahold of Johnny Knight  
24 and told him what happened, and then he told me to  
25 make sure that no one goes back into the room and

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1 make sure we stay out of the way.

2 Q. "Stay out of the way"?

3 A. Yes, sir. Just wait until someone gets  
4 there.

5 Q. Johnny Knight told you don't go back?

6 A. Yes, sir. He said: Do not go back in the  
7 room.

8 Q. Did he tell you why?

9 A. No, sir, he did not.

10 Q. I'm going to try and reestablish the time  
11 line a little bit right now.

12 It was approximately 3:30 when you went back  
13 down there?

14 A. Yes, sir.

15 Q. Did you stop and get a Coke or anything like  
16 that before you went back?

17 A. No, sir.

18 Q. Stop and talk to anybody?

19 A. No, sir.

20 Q. How certain are you that it was about 3:30?

21 A. I'm not exactly sure.

22 Q. Can you give me a broader time frame?

23 A. Honestly, I do not know, sir.

24 Q. Could it have been as late as 4 o'clock?

25 A. Yes, sir; it could have.

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1 Q. Could it have been after 4 o'clock?

2 A. Yes, sir; it could have.

3 Q. So when Johnny Knight tells you that what do  
4 you do?

5 A. I proceeded to go back to let them know that  
6 we have to stay away from the area.

7 Q. When you say "them", are you referring to  
8 Mr. Williamson and Mr. Orantes?

9 A. Yes, sir. When I get my way back to the CHT  
10 room, I looked down in the hatch because I hear  
11 someone yelling for help, and so I looked down and I  
12 see Matthew Williamson unconscious and Yber Orantes  
13 holding him and --

14 Q. Let me stop you there for just a minute.

15 When Mr. Knight told you don't go back, does  
16 it occur to you that Mr. Williamson and Mr. Orantes  
17 are in the space?

18 A. Yes, sir, it does. And I told Mr. Knight  
19 that they went down to get their tools, and that's  
20 when he told me -- he's like: Don't let them go back  
21 in there. Make sure you get them out. So on and so  
22 forth.

23 Q. Again, did he tell you why? Did you have any  
24 idea why you weren't to go back?

25 A. No, sir. I had no clue whatsoever.